



CENTRAL INTELLIGENCE AGENCY

WASHINGTON, D.C. 20505

OFFICE OF THE DIRECTOR

18 July 1972

OGC HAS REVIEWED.

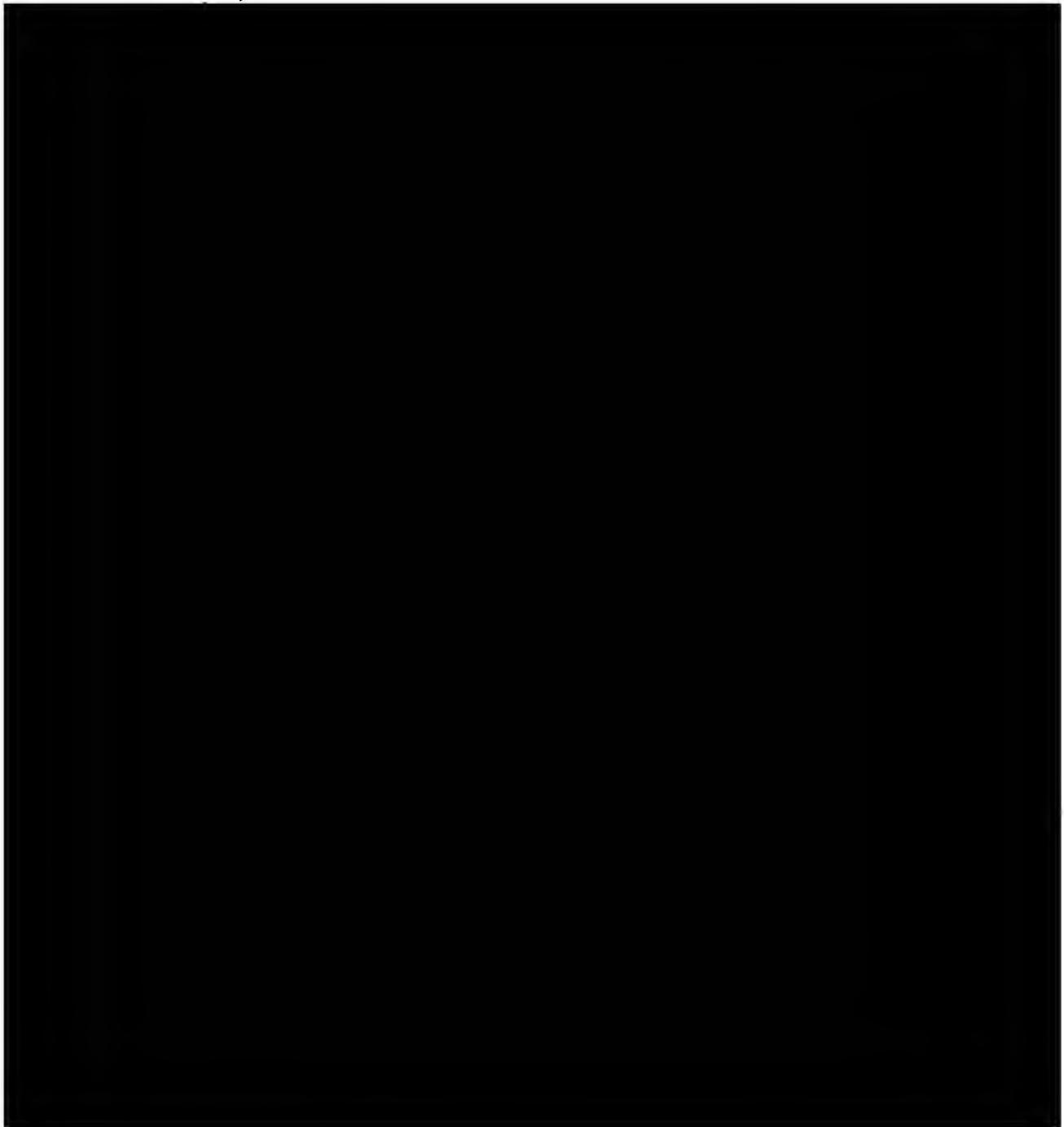
The Honorable John L. McClellan, Chairman
Committee on Government Operations
United States Senate
Washington, D. C. 20510

My dear Mr. Chairman:

We wish to submit the views of this Agency on S. 3529, 92nd Congress, a bill "To prescribe certain standards and procedures governing the establishment and operation of advisory committees in the Federal Government, and for other purposes."

In its present form, S. 3529 raises several problems for the Agency. The provisions of most concern are the requirements:

- a. To publicize the existence of an advisory committee;
- b. To file with the Library of Congress a committee charter involving information on the committee's objective and scope of activity and a description of its duties;
- c. To file committee reports with the Library of Congress;
- d. To provide to the Librarian of Congress committee records, transcripts, working papers, drafts, studies and other documents upon a committee's termination;
- e. To audit the nature and extent of the committee's activities by the Comptroller General, and
- f. To make a determination in writing and publish it in the Federal Register prior to each meeting which is to be closed to the public and for which the minutes of the meeting are not to be available upon the request of any person because of security considerations.



In view of the foregoing, it is recommended that S. 3529, or any similar legislation reported out by your Committee, contain a provision similar to that which appears in S. 1637, which was introduced by Senator Metcalf on 22 April 1971, as follows:

"Applicability

Sec. 4. This Act shall not apply to an advisory committee--
(1) which furnishes advice or recommendations only
with respect to national security or intelligence
matters;..."

We will be happy to provide any additional information that your
Committee may request.

The Office of Management and Budget has advised that from the
standpoint of the Administration's program there is no objection to the
submission of this report.

STATINTL Sincerely,

Richard Helms
Director